## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

FRED B. STILTNER

CIVIL ACTION

JACQEULINE L. STILTNER

:

FILED

v.

:

JUN 10 2013

GREG B. EMMONS HONORABLE GARY B. GILMAN NO. 13-3095

MICHAEL E. KUNZ, Clerk By\_\_\_\_\_\_\_Dep. Clerk

## ORDER

AND NOW, this /C day of June, 2013, upon consideration of plaintiff Fred B. Stiltner's motion to proceed in forma pauperis and the complaint in this matter, IT IS ORDERED that:

- 1. Plaintiff Jacqueline L. Stiltner is DISMISSED without prejudice as a party to this action because she has failed to either pay the filing fee and administrative fee, or file a motion to proceed <u>in forma pauperis</u>.
- 2. Plaintiff Fred B. Stiltner's motion to proceed <u>in</u> forma pauperis is GRANTED.
- 3. The complaint is DISMISSED for the reasons discussed in the Court's Memorandum. The dismissal is with prejudice as to Fred Stiltner's claims and without prejudice as to Jacqueline Stiltner's claims.
  - 4. The Clerk of Court shall CLOSE this case.

BY THE COURT:

THOMAS N. O'NEILL, JR., J